

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

UNITED STATES OF AMERICA

Plaintiff,

v.

TERRANCE KIMBROUGH

Defendant.

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No. 3:15-cr-00147

Chief Judge Crenshaw

ORDER

For the reason set forth in the accompanying Memorandum Opinion, Defendant Terrance Kimbrough's Second Amended Motion to Dismiss (Doc. No. 472) is **DENIED**. Said denial is **WITHOUT PREJUDICE** to Kimbrough raising an "as applied" challenge to 18 U.S.C. § 922(g)(3) at trial should the circumstances so warrant.

IT IS SO ORDERED.



WAVERLY D. CRENSHAW, JR.
CHIEF UNITED STATES DISTRICT JUDGE